1 Robert M. Aronson (CA Bar No. 81487) LAW OFFICE OF ROBERT M. ARONSON 444 S. Flower St., Suite 1700 2 FILED & ENTERED Los Angeles, CA 90071 3 Telephone: (213) 688-8945 Fax: (213) 688-8948 FEB 10 2016 4 Email: robert@aronsonlawgroup.com 5 **CLERK U.S. BANKRUPTCY COURT** Bankruptcy Counsel for Kenneth & Ruth Dymmel Central District of California BY bakchell DEPUTY CLERK 6 Debtors and Debtors in Possession 7 CHANGES MADE BY COURT 8 ORDER NOT FOR PUBLICATION 9 UNITED STATES BANKRUPTCY COURT 10 CENTRAL DISTRICT OF CALIFORNIA 11 LOS ANGELES DIVISION 12 Case No. 2:15-bk-12558-RK In re: 13 Kenneth Dymmel and Ruth Dymmel, Chapter 11 14 Debtors. **ORDER GRANTING DEBTORS' MOTION** FOR DISALLOWANCE OF CREDITOR 15 WELLS FARGO BANK, N.A.'S CLAIM NO. 8 16 Date: January 27, 2016 **17** Time: 1:30 PM Ctrm: 1675 18 U.S. Bankruptcy Court 255 E. Temple Street 19 Los Angeles, CA 20 21 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD, the debtors and 22 debtors in possession, Kenneth Dymmel and Ruth Dymmel ("Debtors") Motion for Disallowance 23 of Claim of Wells Fargo Bank, N.A. (Claim No. 8) ("Motion") came on for trial on the date and at 24 the place indicated above. Present on behalf of the Debtors at the trial on the Motion was Robert 25 M. Aronson. Present in Court with Mr. Aronson was Debtor Kenneth Dymmel. There were no

other appearances. After reading all of the pleadings presented in support of the Motion and after

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hearing all argument in favor of the Motion, and there being no opposition, for the reasons stated on the record, the Court GRANTS the Motion and rules as follows:

- 1. Creditor Wells Fargo Bank, N.A., was properly served with the Motion, and the Trial Declarations of Kenneth Dymmel and Ruth Dymmel and Robert M. Aronson and the Debtors' Trial Brief;
- 2. The Court has jurisdiction over the matters contained in the Motion pursuant to 28 U.S.C §157(b)(2)(B);
- 3. Wells Fargo Bank, N.A., did not oppose the Motion on a timely basis or at any time nor did it make an appearance at the hearing on the Motion as indicated herein, or respond to Debtors' discovery to Creditor for information to substantiate the claim;
- 4. The evidence in the record and Debtors' efforts requesting information from Creditor were sufficient to warrant the disallowance of Wells Fargo Bank, N. A.'s Claim No. 8;
- 5. Based on all of the foregoing, Wells Fargo Bank, N.A.'s Claim No. 8 in the amount of \$82,394.97 is hereby disallowed in its entirety; and
- 6. Upon entry of this order, Wells Fargo Bank, N.A.'s Claim No. 8 will be deemed to be the amount of zero on the Court's Claims Register.

IT IS SO ORDERED.

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Date: February 10, 2016

Robert Kwan

United States Bankruptcy Judge